

Senate File 2277 - Introduced

SENATE FILE 2277
BY COMMITTEE ON STATE
GOVERNMENT

(SUCCESSOR TO SF 2089)

A BILL FOR

1 An Act concerning the authority of a liquor control licensee
2 to keep certain mixed drinks or cocktails on the licensed
3 premises.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 123.49, subsection 2, paragraph d, Code
2 Supplement 2011, is amended to read as follows:

3 d. (1) Keep on premises covered by a liquor control license
4 any alcoholic liquor in any container except the original
5 package purchased from the division, and except mixed drinks
6 or cocktails mixed on the premises for immediate consumption
7 on the licensed premises or as otherwise provided by this
8 paragraph "d". This prohibition does not apply to common
9 carriers holding a class "D" liquor control license.

10 (2) Mixed drinks or cocktails mixed on the premises that are
11 not for immediate consumption may be consumed on the licensed
12 premises subject to the requirements of this subparagraph
13 pursuant to rules adopted by the division. The rules shall
14 provide that the mixed drinks or cocktails be stored, for
15 no longer than seventy-two hours, in a labeled container in
16 a quantity that does not exceed three gallons. The rules
17 shall also provide that added flavors and other nonbeverage
18 ingredients included in the mixed drinks or cocktails shall not
19 include added caffeine or other added stimulants including but
20 not limited to guarana, ginseng, and taurine. In addition,
21 the rules shall require that the licensee keep records as to
22 when the contents in a particular container were mixed and the
23 recipe used for that mixture.

24 EXPLANATION

25 This bill concerns the authority of a liquor control
26 licensee to keep alcoholic liquor in any container except
27 the original package purchased from the alcoholic beverages
28 division of the department of commerce. Under current law,
29 a liquor control licensee can only permit mixed drinks or
30 cocktails mixed on the premises if they are for immediate
31 consumption. The bill allows drinks or cocktails to be
32 mixed on the premises and kept in a separate container of no
33 more than three gallons for no longer than 72 hours. The
34 bill also requires the alcoholic beverages division to adopt
35 rules regarding the ability to mix drinks or cocktails and

S.F. 2277

1 provides that the rules shall limit the ability to use certain
2 stimulants in the mixed drinks and require the licensee to keep
3 records of when the contents were mixed and the recipe used for
4 the mixture.